

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: NEIL GILMARTIN, ET AL. )  
  ) Group Art Unit: 2145  
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  )  
SERIAL NO.: 10/720,644               )  
  )  
  ) Examiner: WILLIAM J. GOODCHILD  
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  )  
FILED: November 24, 2003             )  
  ) Confirmation No.: 4704  
  )  
  )  
FOR: METHOD, SYSTEM AND             )  
COMPUTER PROGRAM PRODUCT           )  
FOR CALCULATING A VLAN            )  
LATENCY MEASURE                    )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

Applicants respectfully request entry of the following amendment and remarks contained herein in response to the Office Action mailed August 20, 2007. Applicants respectfully submit that the amendment and remarks contained herein place the instant application in condition for allowance.